

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

HENRY EUGENE FAULKENBERRY,) Case No.: 1:21-cv-0308 JLT
Plaintiff,)
v.) ORDER DIRECTING THE CLERK TO CLOSE
COMMISSIONER OF SOCIAL SECURITY.) THE ACTION
Defendants.)
(Doc. 13)

On October 28, 2021, Plaintiff filed a stipulation indicating all parties agreed that the above-captioned action is dismissed with prejudice, in its entirety. (Doc. 13.) Pursuant to Fed.R.Civ.P. 41(a)(1)(A)(ii), “the plaintiff may dismiss an action without a court order by filing . . . a stipulation of dismissal signed by all parties who have appeared.” Because all parties who have appeared signed the stipulation, it “automatically terminate[d] the action.” *Wilson v. City of San Jose*, 111 F.3d 688, 692 (9th Cir. 1997); Fed.R.Civ.P. 41(a)(1)(A)(ii). Accordingly, based upon the stipulation of the parties, the Clerk of Court is **DIRECTED** to close this action.

IT IS SO ORDERED.

Dated: October 29, 2021

/s/ Jennifer L. Thurston
CHIEF UNITED STATES MAGISTRATE JUDGE